IN THE HIGH COURT OF UTTARANCAL AT NAINITAL

Civil Writ Petition No. 1992 of 2005 (S/S)

Vijay Pal Singh Rana
S/o late Sri Bagwan Singh Rana
R/o H. No. 50, Sector – 2, Rajeev Nagar,
Post Office Nehru Gram, Dehradun,
District Dehradun.

..…… Petitioner

Versus

1. State of Uttaranchal,
   Through Secretary,
   Dehradun, Uttaranchal.
2. Chief Environment Officer,
   Environment Conservation and Pollution
   Control Board, Dehradun, Uttaranchal.
3. Pollution & Environment Engineer,
   Environment Conservation and pollution
   Control board, Dehradun, Uttaranchal.

…… Respondents.

None present for the petitioner.
None for the respondent Nos. 2 and 3.

Hon'ble Prafulla C. Pant, J

None for the parties.

2. By means of this petition, the petitioner who is engaged as Driver on contract basis with the Environment and Pollution Control Board, has sought continuance in service.

3. In view of the principle of law laid down in ***Secretary, State of Karnataka Vs. Uma Devi, reported in (2006) A.I.R.S.C.W. Page 1991,*** that daily wage workers, persons engaged on contract basis and the persons employed

without undergoing regular selection process under the rules, should not be permitted to be absorbed or regularized in the service, against the Constitutional Scheme of public employment, this Court is not inclined to issue direction to regularize services of the petitioner.

4. The writ petition is dismissed. Interim order dated 23.12.2005, is hereby, vacated. (All pending applications in this Petition also stand disposed of).

(Prafulla C. Pant, J.)

Dt.: November 27, 2006
H. Negi